

PAUL C. THOMPSON
International President

RICK L. MARCEAU
Assistant President

DAN E. JOHNSON
General Secretary and Treasurer

**united
transportation
union**



14600 DETROIT AVENUE
CLEVELAND, OHIO 44107-4250
PHONE: 216-226-9400
FAX: 216-228-0937
www.utu.org

LEGAL DEPARTMENT

CLINTON J. MILLER, III
General Counsel

• KEVIN C. BRODAR
Associate General Counsel

• ROBERT L. MCCARTY
Associate General Counsel

• DANIEL R. ELLIOTT, III
Associate General Counsel

UPS NEXT DAY AIR

December 1, 2004

212783



Vernon A. Williams, Secretary
Surface Transportation Board
1925 K Street, N.W.
Washington, DC 20423-0001
(202) 565-1674

Re: STB Finance Docket No. 34536

Dear Mr. Williams:

Please find enclosed the original and 10 copies United Transportation Union's Motion for Extension of Time in the above-captioned matter. Pursuant with prior Board requirements, we have also enclosed a disk in WordPerfect format.

Thank you for your cooperation.

Sincerely,

Daniel R. Elliott, III
Assistant General Counsel

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Office of Proceedings

DEC 17 2004

Part of
Public Record

Enclosure

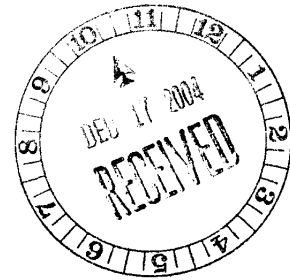
cc: C. J. Miller, III, General Counsel

**BEFORE THE
SURFACE TRANSPORTATION BOARD**

FINANCE DOCKET NO. 34536

**INDIANA & OHIO CENTRAL RAILROAD, INC.
– ACQUISITION AND OPERATION EXEMPTION –
CSX TRANSPORTATION, INC.**

**UNITED TRANSPORTATION UNION'S
MOTION FOR EXTENSION OF TIME**



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Public Record**

Daniel R. Elliott, III
Associate General Counsel
United Transportation Union
14600 Detroit Avenue
Cleveland, Ohio 44107
Tel: (216) 228-9400
Fax: (216) 228-0937

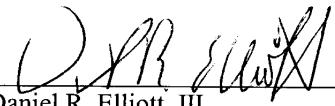
United Transportation Union ("UTU") respectfully petitions the Board pursuant to 49 C.F.R. § 1117.1 for an extension of time to file its supplemental petition to revoke in this proceeding.

On September 1, 2004, the Indiana & Ohio Central Railroad, Inc. ("IOCR") filed a verified notice of exemption under 49 C.F.R. § 1150.41. On September 15, 2004, the UTU filed a petition to revoke the exemption, and UTU filed an amended petition to revoke on September 24, 2004, which sought discovery from IOCR under 49 C.F.R. §§ 1121 and 1114. IOCR opposed UTU's discovery request. As a result, UTU filed a motion to compel, which was granted on November 23, 2004. In this order, the Board provided that discovery must be completed by December 3, 2004, UTU's supplement to its petition to revoke is due December 20, 2004, and IOCR's reply is due on January 3, 2005. UTU received redacted copies of the discovery documents with an offer to provide confidential documents upon request once a protective order is in place.

Subsequently, UTU contacted counsel for IOCR and requested the unredacted versions of the documents. Because of UTU's request, IOCR counsel stated that he would seek a protective order and provide UTU the documents as soon as it was in effect. As a result, UTU seeks an extension of time to file its supplemental petition to revoke until January 18, 2005, by which date it should have received the documents with sufficient time to prepare its filing. UTU also asks for an additional fifteen days from January 18, 2005 for IOCR to file its reply.

IOCR and CSX Transportation have no objection to this request.

Respectfully submitted,


Daniel R. Elliott, III
Associate General Counsel
United Transportation Union
14600 Detroit Avenue
Cleveland, Ohio 44107
Tel: (216) 228-9400

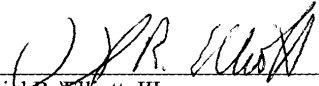
CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing United Transportation Union's Motion for Extension of Time has been served this 16th day of December 2004 via first-class, postage pre-paid mail upon the following:

Gary A. Laakso, Esquire
Vice President Regulatory Counsel
Indiana & Ohio Central Railroad, Inc.
5300 Broken Sound Blvd., N.W., 2nd Floor
Boca Raton, FL 33487
(561) 994-6015

Louis E. Gitomer, Esquire
Ball Janik, LLP
1455 F Street, N.W., Ste. 225
Washington, DC 20005
(202) 638-3307

Gordon MacDougall, Esquire
1025 Connecticut Ave., N.W.
Washington, DC 20036



Daniel R. Elliott, III